

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANDREW R. PERRONG
1657 THE FAIRWAY #131
JENKINTOWN, PA 19046

Plaintiff

vs.

CHARLIE FOR GOVERNOR, CHARLES
GEROW, AND MARGUERITE LUKSIK

Defendants.

Case No. 2:22-cv-04013

JURY TRIAL DEMANDED

DEFENDANT'S MOTION TO OPEN AND SET ASIDE JUDGMENT

COMES NOW, Charles Gerow, Defendant, pro se, by special appearance, and moves this Honorable Court to open and set aside the judgment entered against defendant, Charlie for Governor on or about January 20, 2024 and respectfully sets forth the following in support thereof:

- 1) Defendant, Charles Gerow, is proceeding pro se in his own defense in this matter. He does not and has never represented Defendant Charlie for Governor, accepted service on their behalf or entered his appearance for them. Plaintiff has been repeatedly been so advised both orally and in writing. Defendant Charlie for Governor is without representation and therefore not able to file this Motion on their own.
- 2) Defendant Charlie for Governor was never properly served with a Complaint in this matter. Therefore no duty to respond arises.
- 3) At the time of the filing of the Complaint in this matter, Defendant Charlie for Governor had not existed for approximately four (4) months, having been terminated by the Pennsylvania Department of State on or about June 15, 2022, a fact reasonable investigation by Plaintiff would have revealed.

- 4) Plaintiff's Request for Clerk's Entry of Default fails to set an amount certain as damages and accordingly the Clerk is not empowered to unilaterally enter Default Judgment.

WHEREFORE, for the reasons set forth above, Defendant Charlie for Governor respectfully requests This Honorable Court to Open and Set Aside the Judgment entered by the Clerk on or about January 20 and to further Order Plaintiff to cease and desist any action(s) he has taken in pursuit of execution of said judgment and to take no further action in pursuit of execution.

DATED: January 30, 2024.

Respectfully submitted,

BY: /s/ Charles R. Gerow

CHARLES R. GEROW

4725 Charles Road

Mechanicsburg, PA 17050

717-877-8194

Cgerow@quantumcomms.com

CERTIFICATE OF SERVICE

I certify that I caused the above Motion to Open and Set Aside Judgment to be served on Plaintiff by

United States Mail, first class postage prepaid, on January 30, 2024 at the following

address: Andrew Perrong
1657 The Fairway #131
Jenkintown, PA 19046.

BY: /s/ Charles R. Gerow

CHARLES R. GEROW

4725 Charles Rd.

Mechanicsburg, PA 17050

